

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

LVN CORPORATION, a Nevada
corporation,

Plaintiff,

v.

ROBYNNE A. FAULEY, a citizen of the
State of Oregon; and U.S. BANK
NATIONAL ASSOCIATION,

Defendants.

No. 3:15-cv-01422-HZ

OPINION & ORDER

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HERNÁNDEZ, District Judge:

Before the Court is Defendant Robynne Fauley's Rule 60 Motion for Relief from Judgment or Order [92]. The Court DENIES the Motion. Defendant's case is currently on appeal before the Ninth Circuit, divesting the Court of its jurisdiction. *Laurino v. Syringa Gen. Hosp.*, 279 F.3d 750, 755 (9th Cir. 2002) (citing *Griggs v. Provident Consumer Disc. Co.*, 459 U.S. 56, 58–59 (1982)); Fed. R. Civ. P. 62.1(a)(2). In addition, Defendant's motion was not filed within one-year after the entry of judgment. Fed. R. Civ. P. 60(c)(1). The Court also DENIES Plaintiff's request to enter a pre-filing order against Defendant.

CONCLUSION

Defendant's Motion for Relief from Judgment or Order [92] is DENIED without prejudice.

IT IS SO ORDERED

Dated this 5 day of Dec., 2017.



MARCO A. HERNÁNDEZ
United States District Judge